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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/859,638

05/18/2001

Koji Fujita

SON-2097

3892

7590

07/12/2004

RADER, FISHMAN & GRAUER, P.L.L.C  
1233 20th Street, NW, Suite 501  
Washington, DC 20036

EXAMINER

HARPER, HOLLY R

ART UNIT

PAPER NUMBER

2879

DATE MAILED: 07/12/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

09/859,638

Applicant(s)

FUJITA ET AL.

Examiner

Holly R. Harper

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2879

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 26 April 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1,2,9,11-15,17 and 19-25 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 2,17 and 19-25 is/are allowed.
- 6) ☒ Claim(s) 1,9 and 11-15 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 03 November 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
- 1) ☒ Certified copies of the priority documents have been received.
  - 2) ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - 3) ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- |   |   |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                        | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)    | Paper No(s)/Mail Date. _____  |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____   | 6) <input type="checkbox"/> Other: _____                                    |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 102*

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1, 9, and 11-15 are rejected under 35 U.S.C. 102(b) as being anticipated by Nishimura et al. (USPN 5,141,461).

In regard to claim 1, the Nishimura reference discloses a transfer film made up of a base film (Figure 4c, Element 19), a cushion film (Figure 4c, Element 18), a conducting layer (Figure 4c, Element 2), an adhesion layer (Figure 4c, Element 6), and a cover film (Figure 4c, Element 9). The adhesiveness of the cushion film to the base film is stronger than the adhesiveness of the cushion film to the metal film (Figure 4c).

In regard to claim 9, the Nishimura reference discloses that the cushion film (Figure 4c, Element 18) is in contact with the base film (Figure 4c, Element 19).

In regard to claim 11, the Nishimura reference discloses that the base film is made of PET (Column 9, Lines 20-26).

In regard to claim 12, the Nishimura reference discloses that the conducting film layer is a metal back film (Column 9, Lines 43-46).

In regard to claim 13, the Nishimura reference discloses that the conducting film layer is made of Aluminum (Column 2, Lines 1-5).

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In regard to claim 14, the Nishimura reference discloses that the adhesion layer (Figure 4c, Element 6) is in contact with the conducting layer (Figure 4c, Element 2).

In regard to claim 15, the Nishimura reference discloses that the adhesion layer (Figure 4c, Element 6) is used to attach the layers to the inside of a cathode ray tube (Figure 4c, Element 9) and (Column 1, Lines 10-15).

### ***Allowable Subject Matter***

3. Claims 2, 17, and 19-25 are allowed.

Regarding claim 2, the references of the Prior Art of record fails to teach or suggest the combination of the limitations as set forth in claim 2, and specifically comprising the limitation of a transfer film with a cushion film formed between the base film and a heat absorption film layer where the adhesiveness of the cushion film to the base film was stronger than the adhesiveness of the cushion film to the heat absorption film.

Regarding claims 17 and 19-25, claims 17 and 19-25 are allowable for the reasons given in claim 2 because of their dependency status from claim 2.

### ***Response to Arguments***

4. Applicant's arguments, filed 4/26/04, with respect to the rejection(s) of claim(s) 1, 2, 9, 11-15, 17, and 19-25 have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made.

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***Contact Information***

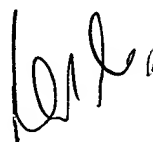
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Holly Harper whose telephone number is (571) 272-2453. The examiner can normally be reached on Monday-Friday from 8:30 AM to 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nimesh Patel, can be reached on (571) 272-2457. The fax phone number for the organization where this application or proceeding is assigned is (703) 308-7382.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.



Holly Harper  
Patent Examiner  
Art Unit 2879



NIMESHKUMAR D. PATEL  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2800